IN THE HIGH COURT OF BOMBAY AT GOA

CONTEMPT PETITION NO. 20 OF 2003

SHRI AIRES RODRIGUES, ...Petitioners
RIBANDAR-GOA.

Versus

SHRI ZOIVONTA ESVONTA POROBO AND ....Respondents
ANR.,

SHRI AIRES RODRIGUES,AG WITH MR.P.A.KAMAT,GA-

Coram:- A.M.KHANWILKAR, J.

Date:- 5th December, 2003

P.C.:

Heard. Affidavit-in-rejoinder filed by the petitioner is taken on record. In view of the affidavit filed on behalf of the State, sworn in by Shri Mario da Silva, Under Secretary (Law), Department of law, Government of Goa, dated 4th December, 2003, in particular the averments made in paragraph 8 that the appointment of respondent No.1 has been done after consultation with the High Court, in accordance with the Rules, the re is no reason to proceed with the proposed contempt action initaited by th e petitioner herein. According to the petitioner, who appears in person, the so called process of consultation adopted by the respondent/State before appointing respondent No.1 is not appropriate and in conformity with the

requirements of law. That issue cannot be gone into in the present proceedings. The same is left open to be agitated in appropriate proceedings in the event the petitioner takes recourse to such a remedy, if so advised. I am not examining the correctness of the allegations made in the affidavit in reply filed by the State and particularl y against the petitioner and, disposal of this contempt petition may not be understood as having made any observatio n in that behalf. Petition is disposed of. Notice Discharged.

A.M.KHANWILKAR, J.